# Davison Van Cleve PC

### Attorneys at Law

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April 13, 2007

#### Via Electronic and US Mail

**Public Utility Commission** Attn: Filing Center 550 Capitol St. NE #215 P.O. Box 2148 Salem OR 97308-2148

> In the Matter of PACIFIC POWER & LIGHT 2008 Transition Adjustment Re:

Mechanism

Docket No. UE 191

Dear Filing Center:

Enclosed please find an original and one copy each of the Petition to Intervene and the Notice of Intent to Request an Issue Fund Grant on behalf of the Industrial Customers of Northwest Utilities in the above-referenced docket.

Thank you for your assistance.

Sincerely,

/s/ Christian Griffen Christian W. Griffen

Enclosures

cc: Service List

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing Petition to

Intervene and Notice of Intent to Request an Issue Fund Grant on behalf of the Industrial

Customers of Northwest Utilities upon the parties, on the service list, by causing the same to be deposited in the U.S. Mail, postage-prepaid, or via electronic mail to those parties who waived paper service in this proceeding.

Dated at Portland, Oregon, this 13th day of April, 2007.

## <u>/s/ Christian Griffen</u> Christian W. Griffen

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LOWREY R BROWN JASON EISDORFER ROBERT JENKS CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY, SUITE 308 PORTLAND OR 97205 lowrey@oregoncub.org jason@oregoncub.org bob@oregoncub.org	

#### BEFORE THE PUBLIC UTILITY COMMISSION

#### OF OREGON

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In the Matter of	)	
PACIFICORP	)	PETITION TO INTERVENE OF THE
2008 Transition Adjustment Mechanism.	)	INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES
	)	

Pursuant to ORS § 756.525 and OAR § 860-012-0001, the Industrial Customers of Northwest Utilities ("ICNU") petitions the Public Utility Commission of Oregon ("OPUC" or the "Commission") to intervene in this proceeding with full party status as described in OAR § 860-011-0035(5). In support of this petition, ICNU represents as follows:

> The business address of ICNU is: 1.

> > Michael Early **Industrial Customers of Northwest Utilities** 333 S.W. Taylor, Suite 400 Portland, OR 97204

2. ICNU will be represented in this proceeding by Davison Van Cleve P.C.

All documents relating to these proceedings should be served on ICNU's attorneys and consultant at the following address:

> Melinda J. Davison Randall J. Falkenberg Irion Sanger RFI Consulting, Inc. Davison Van Cleve, P.C. 8343 Roswell Road PMB 362

333 S.W. Taylor, Suite 400

Portland, OR 97204 Sandy Springs, GA 30350 E-Mail: mail@dvclaw.com E-Mail: consultrfi@aol.com Telephone: (503) 241-7242 Telephone: (770) 379-0505 Facsimile: (503) 241-8160 Facsimile: (770) 671-1046

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3. ICNU is an incorporated, non-profit association of large industrial electric

customers in the Pacific Northwest, with offices in Portland, Oregon. A list of ICNU members is

included as Attachment A. Many of ICNU's members are customers of PacifiCorp, as shown on

Attachment A.

4. ICNU has a substantial interest in PacifiCorp's Application for its 2008

Transition Adjustment Mechanism ("Application"). PacifiCorp filed its Application on April 2,

2007. The transition adjustment proposes to increase the rates that PacifiCorp provides to

ICNU's members that remain on cost of service rates.

5. ICNU has extensive experience with PacifiCorp's rates and previous

transition adjustment mechanisms. ICNU's intervention in this proceeding will assist the

Commission in resolving the issues and will not unreasonably broaden the issues, burden the

record, or delay this proceeding.

6. As described above, ICNU has a direct and substantial interest in this

proceeding that will not be adequately represented by any other party, and may be affected by

any Commission determination made in connection with these proceedings. It is in the public

interest to allow ICNU to intervene in this proceeding.

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WHEREFORE, ICNU respectfully requests that the Commission grant its petition to intervene with full party status in this proceeding.

Dated this 13th day of April, 2007.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ Irion Sanger Melinda J. Davison

Irion Sanger

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Of Attorneys for Industrial Customers

of Northwest Utilities

# ATTACHMENT A INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES

Air Liquide

Air Products

Amcor PET Packaging USA, Inc.

**BPB North American Services** 

Blue Heron Paper Company

Boeing

\*Boise Cascade

Dyno Nobel, Inc.

\*ConAgra Foods

Eka Chemicals, Inc.

Emerald Kalama Chemical, LLC

\*Evanite Fiber

\*Georgia-Pacific

Grays Harbor Paper, L.P.

\*Hewlett-Packard

Inland Empire Paper Co.

Intel

\*J.R. Simplot

Kimberly-Clark Corporation

Longview Fibre

Microsoft Corporation

\*Norpac Foods

Oregon Steel Mills

PCC Structurals, Inc.

Ponderay Newsprint Co.

**SP** Newsprint

Shell Oil Products US

Simpson Paper

Simpson Timber

Solar Grade Silicon LLC

Tesoro Refining and Marketing Co.

\*Wah Chang

West Linn Paper Company

\*Weyerhaeuser

<sup>\*</sup>Denotes PacifiCorp Customers

#### BEFORE THE PUBLIC UTILITY COMMISSION

#### **OF OREGON**

#### **UE 191**

In the Matter of	)	
	)	NOTICE OF INTENT TO REQUEST
PACIFICORP	)	AN ISSUE FUND GRANT OF THE
	)	INDUSTRIAL CUSTOMERS OF
2008 Transition Adjustment Mechanism.	)	NORTHWEST UTILITIES
	)	
	)	

The Industrial Customers of Northwest Utilities ("ICNU") files this Notice of Intent to Request an Issue Fund Grant in UE 191, pursuant to OAR § 860-017-0050 and the Intervenor Funding Agreement ("IFA") approved by the Oregon Public Utility Commission ("Commission") in Order No. 03-388 (July 2, 2003).

- PacifiCorp (or the "Company") has filed an application for its 2008
   Transition Adjustment Mechanism. The Commission will decide on the application in Docket
   No. UE 191.
- 2. UE 191 is an Eligible Proceeding under the IFA. The IFA defines an Eligible Proceeding as "any Commission proceeding that directly affects one or more of the Participating Public Utilities." IFA, Section 1(c). UE 191 will directly affect PacifiCorp, which is a Participating Public Utility under Section 1(k) of the IFA. Therefore, an Issue Fund Grant may be made for this proceeding under Section 6.1 the IFA.
- 3. As required by Section 6.2 of the IFA, this Notice of Intent is being filed at the time ICNU is requesting intervention in UE 191.

PAGE 1 – NOTICE OF INTENT TO REQUEST AN ISSUE FUND GRANT OF ICNU

4. As required by IFA Section 6.2, this Notice of Intent is being served on

each affected Participating Public Utility, all precertified organizations, and all parties identified

on the service list from UE 191.

5. ICNU identifies the PacifiCorp Issue Fund Account as the account from

which ICNU intends to request the Issue Fund Grant.

6. ICNU has been precertified under Sections 5.1 and 5.2 of the IFA and

OAR § 860-017-0050(3), as eligible to receive an Issue Fund Grant, by Commission Order No.

03-502, which was entered on August 21, 2003.

7. ICNU requests that the Commission establish a deadline by which ICNU

must file a proposed budget with respect to the Issue Fund Grant, as provided in Section 6.3 of

the IFA.

Dated this 13th day of April, 2007.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ Irion Sanger

Melinda J. Davison

Irion Sanger

Davison Van Cleve, P.C.

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Of Attorneys for the Industrial Customers

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PAGE 2 – NOTICE OF INTENT TO REQUEST AN ISSUE FUND GRANT OF ICNU

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